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In re Application of:
Lorenz Feddersen
Serial No.: 10/089,291
Filed: March 27, 2002
Attorney Docket No.: 1175/66964

DECISION ON PETITION
TO WITHDRAW THE
HOLDING OF ABANDONMENT

This is a response to the "PETITION RE OFFICE ACTION MAILED JULY 2, 2003 AND NOT RECEIVED BY ADDRESSEE" filed on February 2, 2004. It is being treated as a petition under 37 C.F.R. § 1.181 to withdraw the holding of abandonment of the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to timely file a response to the Office action mailed on July 2, 2003. Although no Notice of Abandonment was ever mailed, this application became abandoned by operation of law after the six month statutory period for response elapsed with no response being filed.

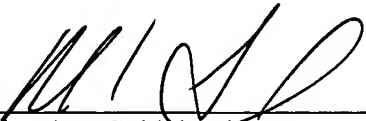
Petitioner asserts that "(n)either the firm's docketing system nor the firm's file for the application contains any record of the Office action." Although no docket records were provided, a review of the written record indicates that the Office action was mailed to the inventor instead of to petitioner.

On June 13, 2002, applicant's attorney (now petitioner) filed a paper titled "COMMUNICATION RE APPLICANT'S CHANGE OF ADDRESS". This paper was incorrectly perceived as a request to change correspondence address. Due to this perception, the Office action of July 2, 2003 was improperly mailed to the inventor instead of to the correspondence address previously of record (i.e., petitioner's address).

For the above-stated reason, the petition is granted.

The correspondence address will be changed back to the original correspondence address and the Office action of July 2, 2003 will be remailed to that address restarting the time period for response.

Any inquiry regarding this petition should be directed to Edward Westin at (571) 272-1638.



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